

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	Michael Austin
Application No.:	09/683249
Filed:	December 5, 2001
For:	COMBINED BALLOON-EXPANDING AND SELF EXPANDING STENT
Examiner:	Michael Thaler
Group Art Unit:	3731

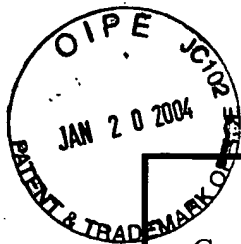
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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Docket No.: S63.2B-10014-US01

AMENDMENT

This Amendment is in response to the Final Office Action mailed **August 19, 2003** and is submitted along with a **Request for Continuing Examination (RCE)**. Please amend the application as follows:



01-21-04

RCE/3731
1-2

Request
For
Continued Examination (RCE)
Transmittal

Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	09/683249
Filing Date	December 5, 2001
First Names Inventor	Michael Austin
Art Unit	3731
Examiner Name	Michael Thaler
Attorney Docket Number	S63.2B-10014-US01

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility of plant application filed prior to June 8, 1995, or to any design application.

- Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).
1. ☐ Previously submitted. If a final Office Action is outstanding, any amendments filed after the Final Office Action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- ii. ☐ Other _____
- b. ☒ Enclosed
- i. ☒ Amendment/Reply (Pages 8) iii. ☒ Information Disclosure Statement (IDS) (Pages 6, 4 references)
- ii. ☐ Affidavit(s)/ Declaration(s) (Pages _____) iv. ☒ Other: Petition for Extension of Time (Page 1)
2. **Miscellaneous**
- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☐ Other _____
3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.
- a. ☐ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 22-0350.
- i. ☐ RCE fee required under 37 CFR 1.17(e)
- ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17)
- iii. ☐ Other: _____
- b. ☒ Check in the amount of \$1,190.00 enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Brendan C. Babcock	Registration No. (Attorney/Agent)	50705
Signature	<i>Brendan C. Babcock</i>	Date	January 20, 2004

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as express mail in an envelope addressed to: Mail Stop RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print/Type)	Rebecca M. Painschab	Date	January 20, 2004
Signature	<i>Rebecca M. Painschab</i>		

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